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ORIGINAL

(50)
3-15-01
SC

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JIBRIL KOITA, GLADWIN WILSON,	:
OMARI MAHER, SALEH SHERIF,	: 1:CV-00-0070
CELIO DE LA CRUZ, and ANH LE,	:
	: (Judge Caldwell)
Petitioners	:
	:
v.	:
	:
JANET RENO,	:
	:
Respondent	:

FILED
HARRISBURG

MAR 14 2001

MARY E. D'ANDREA, C
Per 9/8
DEPUTY CLERK

**SECOND SUPPLEMENTAL RESPONSE IN
OPPOSITION TO PETITION TO REOPEN**

Petitioner Jibril Koita filed a petition to reopen this case on or about November 14, 2000, on the grounds that respondent had failed to provide the file review required by the Court's October 6, 2000, Order. Respondent filed a Response in Opposition to Petition to Reopen on December 22, 2000. By Order dated January 19, 2001, the Court ordered respondent to submit appropriate evidentiary material showing that Mr. Koita's risk of flight and danger to the community were considered in the decision to continue Mr. Koita's detention.

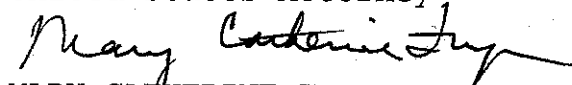
On February 8, 2001, the government submitted a response, stating that no such evidentiary material exists. The government also stated that Mr. Koita's post-final order custody review had

been conducted, resulting in a recommendation for release.

By Order dated February 23, 2001, the Court directed the government to file within twenty days pertinent evidentiary material establishing that Mr. Koita's case is now moot. In accordance with the Court's Order, respondent hereby submits Mr. Koita's Order of Supervision indicating that he was released subject to specified conditions on March 1, 2001. See Exhibit A hereto. Since Mr. Koita sought release through the petition filed in this Court, he has now received the relief sought, and his petition is moot.

Respectfully submitted,

DAVID M. BARASCH
United States Attorney


MARY CATHERINE FRYE
Assistant U.S. Attorney
228 Walnut Street
Harrisburg, PA 17108
(717) 221-4482

Dated: March 14, 2001

EXHIBIT - 1

MAR-01-2001 13:55

INS DISTRICT COUNSEL

215 656 7148 P.02/03

U.S. Department of Justice
Immigration and Naturalization Service

Order of Supervision

File No: A74 190 504

Date: March 1, 2001

Name: KOITA, Jabil

On 11/13/2001, you were ordered:
(Date of final order)

- ☐ Excluded or deported pursuant to proceedings commenced prior to April 1, 1997.
☒ Removed pursuant to proceedings commenced on or after April 1, 1997.

Because the Service has not effected your deportation or removal during the period prescribed by law, it is ordered that you be placed under supervision and permitted to be at large under the following conditions:

- ☒ That you appear in person at the time and place specified, upon each and every request of the Service, for identification and for deportation or removal.
- ☒ That upon request of the Service, you appear for medical or psychiatric examination at the expense of the United States Government.
- ☒ That you provide information under oath about your nationality, circumstances, habits, associations, and activities and such other information as the Service considers appropriate.
- ☒ That you do not travel outside New York for more than 48 hours without first
(Specify geographic limits, if any)
having notified this Service office of the dates and places of such proposed travel.
- ☒ That you furnish written notice to this Service office of any change of residence or employment within 48 hours of such change.
- ☒ That you report in person on the 1st business day of each month to this Service office at:
26 Federal Plaza New York, NY 10278
~~unless you are granted written permission to report on another date.~~
- ☐ That you assist the Immigration and Naturalization Service in obtaining any necessary travel documents.
- ☐ Other: _____
- ☐ See attached sheet containing other specified conditions (Continue on separate sheet if required)



(Signature of INS official)

JOSEPH P. SALLEMI DADD/DD&P

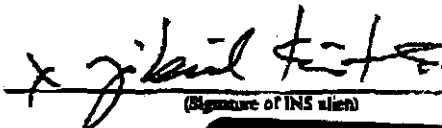
(Print name and title of INS official)

Alien's Acknowledgment of Conditions of Release under an Order of Supervision

I hereby acknowledge that I have (read) (had interpreted and explained to me in the ENGLISH language) the contents of this order, a copy of which has been given to me. I understand that failure to comply with the terms of this order may subject me to a fine/detention, or prosecution.


 RYAN MORRIS DEPORTATION OFFICER

(Signature of INS official serving order)



(Signature of INS alien)


3/1/2001

(Date)

 GOVERNMENT
EXHIBIT
A

Form I-220B (Rev. 4/1/97)N

Order of Supervision

[illegible]

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion to be competent to serve papers.

That this 14th day of March, 2001 she served a copy of the attached

**SECOND SUPPLEMENTAL RESPONSE IN
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by placing said copy in a postpaid envelope addressed to the person(s) hereinafter named, at the place and address stated below, which is the last known address, and by depositing said envelope and contents in the United States Mail at Harrisburg, Pennsylvania.

ADDRESSEE(S):

Jibril Koita, Inmate No. 57453
York County Prison
3400 Concord Road
York, PA 17402

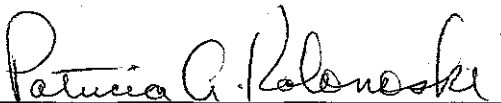
Gladwin Wilson
Snyder County Jail
600 Old Colony Rd.
Selinsgrove, PA 17870-8610

Omari Maher
Snyder County Jail
600 Old Colony Rd.
Selinsgrove, PA 17870-8610

Saleh Sherif
Snyder County Jail
600 Old Colony Rd.
Selinsgrove, PA 17870-8610

Celio De La Cruz
Snyder County Jail
600 Old Colony Rd.
Selinsgrove, PA 17870-8610

Anh Le
Snyder County Jail
600 Old Colony Rd.
Selinsgrove, PA 17870-8610


PATRICIA A. KOLONOSKI
Legal Secretary